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December 2, 2010

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 Twelfth Street, SW  
Washington, DC 20554



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Re: *Reexamination of Roaming Obligations of Commercial Mobile Radio Service Providers and Other Providers of Mobile Data Services*, WT Docket No. 05-265;  
Notice of *Ex Parte* Presentation

Dear Ms. Dortch:

On December 1, 2010, Holly Henderson of Southern Communications Services, Inc. d/b/a SouthernLINC Wireless (“SouthernLINC Wireless”) and David Rines of Fish & Richardson P.C. met separately with Louis Peraertz, Legal Advisor to Commissioner Clyburn; with John Giusti, Legal Advisor to Commissioner Copps; and with Charles Mathias, Legal Advisor to Commissioner Baker, to discuss the extension of the Commission’s automatic roaming requirements to mobile data services.

In these meetings, SouthernLINC Wireless reiterated its support for the adoption of automatic data roaming obligations and emphasized the need for Commission action to make access to mobile data services available to all consumers throughout the country. SouthernLINC Wireless explained how a data roaming obligation will spur investment by providing regional and rural wireless carriers and new market entrants with the certainty they need to move forward with much-needed investments in advanced network infrastructure and services.<sup>1</sup> This increased investment will directly encourage job growth and economic development, as well as bring access to mobile broadband and other advanced communications services to millions of businesses and consumers.

Consistent with its filings in this proceeding, SouthernLINC Wireless explained during these meetings that the Commission has ample legal authority to adopt a data

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<sup>1</sup> / See SouthernLINC *Ex Parte* letter filed Nov. 30, 2010, at 1 – 5 (WT Docket No. 05-265).

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roaming obligation under Title I, Title II, or Title III of the Communications Act.<sup>2</sup> SouthernLINC Wireless also emphasized the need for Commission oversight of data roaming to ensure that carriers are able to negotiate data roaming agreements on a timely and reasonable basis.

Finally, in its meeting with Mr. Peraertz, SouthernLINC Wireless discussed representations that AT&T and Verizon have made in separate proceedings before the Commission and before the US Department of Energy regarding their wireless network capacity and network management capabilities.<sup>3</sup>

In accordance with the Commission's rules, one copy of this *ex parte* notice is being filed electronically for inclusion in the record of the above-captioned proceeding.

Very truly yours,

/s/ David D. Rines

David D. Rines

Counsel for SouthernLINC Wireless

cc: Louis Peraertz  
John Giusti  
Charles Mathias

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<sup>2</sup> / See, e.g., SouthernLINC Wireless *Ex Parte* letters filed Oct. 21, 2010, and Nov. 16, 2010; See also Comments of SouthernLINC Wireless filed June 14, 2010, at 11 – 30; Reply Comments of SouthernLINC Wireless filed July 12, 2010, at 10 – 20.

<sup>3</sup> / See SouthernLINC Wireless *Ex Parte* letter filed Nov. 30, 2010, at 5 – 9.